

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Tsutomu ARAKAWA et al.)	Group Art Unit: 1642
)	
Application No.: 09/994,068)	Examiner: Laura B. GODDARD
)	
Filed: November 27, 2001)	
)	
For: ANTIBODY-INDUCED)	Confirmation No.: 8561
APOPTOSIS)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

DECLARATION REGARDING DEPOSIT OF BIOLOGICAL MATERIALS

I do hereby declare and state that:

1. On information and belief, a viable culture of Mouse Hybridoma Anti-S-Her2, #74, was deposited on April 4, 1996, at the American Type Culture Collection (ATCC), Rockville, MD, USA, now located at Manassas, VA, USA. The accession number for that deposit is ATCC No. HB-12078. On information and belief, that deposit was made under the provisions of the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure and Regulations.
2. Upon issuance of a patent from the above-identified patent application, or from continuation applications thereof, all restrictions on the availability to the public of the deposited material will be irrevocably removed.

3. The undersigned further declares that all statements made herein on his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this document or any patent issuing thereon.

Respectfully submitted,

Dated: 2/12/08

By: 
Dr. Robert B. Winter
Amgen Inc.